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## SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

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December 9, 1998

RECEIVED

Magalie Roman Salas Secretary Federal Communications Commission Room TW-A325 The Portals 445 Twelfth Street, S.W. Washington, D.C. 20554

DEC - 9 1998

FEDERAL COMMUNICATIONS COMMISSION OFFICE OF THE SECRETARY

Re:

Notice of Oral Ex Parte Presentations on behalf of the NBC Television Affiliates Regarding CS Docket No. 98-201 RM No. 9335 and RM No. 9345

Satellite Delivery of Network Signals to Unserved Households

for Purposes of the Satellite Home Viewer Act

Dear Ms. Salas:

The NBC Television Affiliates ("Affiliates") submit for filing pursuant to Section 1.1206 of the Commission's rules, two copies this notice of meetings and oral presentations that took place on Tuesday December 8, 1998.

Alan W. Frank, Vice President and General Manager of WDIV-TV, Detroit, Michigan, Chairman of the Affiliates Board, and Board members William J. Brooks, Vice President, Scripps Howard Media Companies and John Hayes, President of Raycom Media, along with Antoinette Cook Bush and David H. Pawlik of Skadden, Arps, Slate, Meagher & Flom LLP, counsel to the Affiliates, met with the following Commissioners and Commission staff: Chairman William E. Kennard. Commissioner Susan Ness, Commissioner Harold Furchtgott-Roth, Cable Service Bureau Chief Deborah Lathen and Deputy Chief William H. Johnson, Legal Advisors Susan Fox, Jane Mago, Rick Chessen (without Mr. Hayes), Anita Wallgren, and Helgi Walker and Cable Bureau staff Donnie Fowler and Eloise Gore.

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The representatives of the Affiliates provided information regarding the current status of satellite delivery of NBC television network programming to homes receiving Grade B signals from Affiliates members, requests for waivers of the provisions of the Satellite Home Viewer Act ("SHVA") that broadcasters have received from viewers, and efforts that broadcasters have taken to respond to such requests. The Affiliate representatives discussed the harm that is resulting from the loss of viewers to out-of-market NBC signals delivered by satellite carriers and the continuation and worsening of this harm if significant changes were to be made in the determination of Grade B coverage with regard to SHVA. The Affiliate representatives discussed the extent of the Commission's authority with regard to SHVA and recommended that the Commission should support local-into-local legislation and the use of the testing methodology and the Longley-Rice method of predicting Grade B coverage used in the agreement between broadcasters, PrimeStar, and Netlink. Affiliate representatives also presented two maps, copies of which are attached to this notice.

If any questions arise concerning this notice, please contact the undersigned.

Sincerely,

David H. Pawlik

Counsel for the NBC Television Affiliates

Tith Die

cc: Chairman William E. Kennard

Commissioner Susan Ness

Commissioner Harold Furchtgott-Roth

Deborah Lathen

William H. Johnson

Susan Fox

Jane Mago

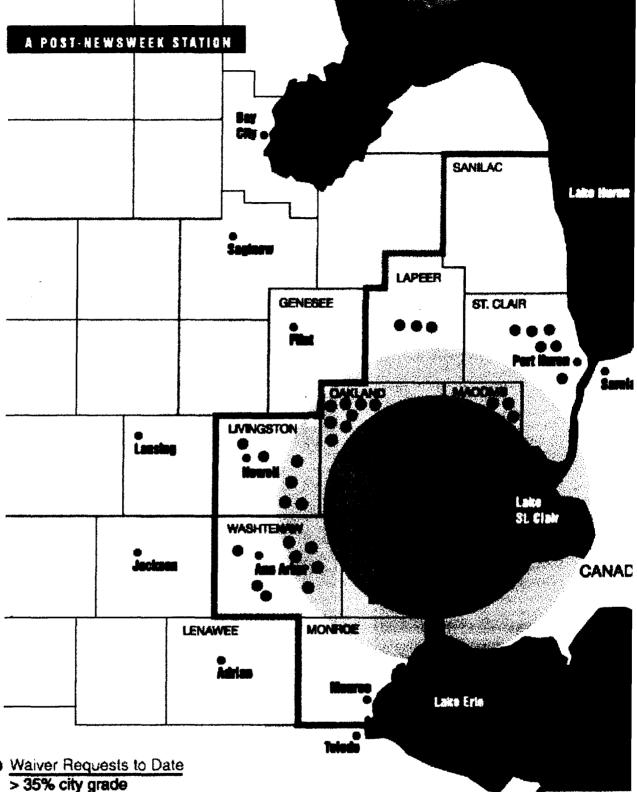
Rick Chessen

Anita Wallgren

Helgi Walker

Donnie Fowler

Eloise Gore



Grade B

Detroit DMA

- - > 40% grade A\*
  - > 25% grade "B"

## Coverage Map

**Technical Facilities Authorized Power** 100 KW Visual 10 KW Aural

**Antenna - Center of Rediction** 1004' Above Average Terrain 1020' Above Ground 1706' Above Sea Level



550 West Lafayette Blvd. Detroit, Michigan 48226-3140 (313) 222-0444

**NBC Affiliate** 

## Media

